No. 69

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, OCTOBER 14, 1999 10:00 a.m.

SB

MESSAGES FROM THE HOUSE

SB 587 Sen. Bullard

Retirement; investments; public employee health care fund investment act; create.

— 1 ——

I.E. House, October 12, 1999.

Returned from House with substitute (H-1), Wednesday, October 13; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

____ 2 _____

SJR G Sen. Sikkema

State; employees and officers; lieutenant governor; amend constitution to allow governor to appoint a lieutenant governor if office becomes vacant.

Amends sec. 21, art. V of the state constitution.

Reported by Committee on Government Operations. Senate substitute (S-1).

Defeated, Tuesday, March 9; motion to reconsider vote pending.

SB 287 Sen. Van Regenmorter

Traffic control; violations; criminal road endangerment; establish and provide penalties.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 626c.

Reported by Committee on Judiciary.

Senate substitute (S-6).

Committee recommended I.E.

—— 4 ——

SB 390 Sen. Van Regenmorter

Criminal procedure; sentencing guidelines; crime of criminal road endangerment; include in sentencing guidelines

Amends sec. 12, ch. XVII of 1927 PA 175 (MCL 777.12).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

SB 300 Sen. Jaye

Weapons; licensing; time limit for permit to purchase pistol; extend.

_____ 5 _____

Amends sec. 2 of 1927 PA 372 (MCL 28.422).

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendment, see Senate Journal No. 32, page 483.

Committee recommended I.E.

THIRD READING OF BILLS

____ 6 _____

SB 438 Sen. Jaye

Natural resources; hunting; firearm hunting from raised platforms; allow.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 40113b.

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendments, see Senate Journal No. 44, page 729.

Defeated, Tuesday, May 18; motion to reconsider vote pending.

Committee recommended I.E.

158 Sen. Rogers

Worker's compensation; benefits; employee under the influence of intoxicating liquor or drugs; prohibit benefits paid.

Amends 1969 PA 317 (MCL 418.101 - 418.941) by adding sec. 306.

Reported by Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs.

Senate substitute (S-2).

For Senate amendment, see Senate Journal No. 56, page 1215.

Committee recommended I.E.

SB 717 Sen. Rogers

Single business tax; credit; youth apprentice program; extend sunset.

Amends sec. 38e of 1975 PA 228 (MCL 208.38e).

Reported by Committee on Finance.

Committee recommended I.E.

9

HB 4816 Rep. DeRossett

page 1447.

Children; support; child support; enact federal mandate for centralized state collection.

Amends secs. 1, 3 & 3a of 1971 PA 174 (MCL 400.231 et seq.) & adds secs. 6 & 7.

I.E. House, September 29, 1999.

House substitute (H-3).

Reported by Committee on Families, Mental Health and Human Services. For Senate amendments, see Senate Journal No. 68,

Committee recommended I.E.

THIRD READING OF BILLS

____ 10 _____

HB 4817 Rep. Mead

Children; support; certain procedures for collection of child support arrearages; implement.

Amends secs. 2a & 9 of 1982 PA 294 (MCL 552.502a & 552.509).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

— 11 ——

HB 4818 Rep. Woronchak

Children; support; state centralized collection of child support; amend support and parenting time enforcement act to implement.

Amends secs. 2, 9, 11a, 32 & 37 of 1982 PA 295 (MCL 552.602 et seq.).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

HB 4819 Rep. Pumford

Children; support; state centralized collection of child support; amend divorce statutes as part of implementation. Amends sec. 23 of 1846 RS 84 (MCL 552.23).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

____ 13 _____

HB 4820 Rep. Voorhees

Children; support; state centralized collection of child support; amend family support act as part of implementation.

Amends secs. 2, 4, 7 & 9 of 1966 PA 138 (MCL 552.452 et seq.).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

14

HB 4821 Rep. Law

Children; support; state centralized collection of child support; amend paternity act as part of implementation.

Amends secs. 1, 8 & 19 of 1956 PA 205 (MCL 722.711 et seq.).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

THIRD READING OF BILLS

____ 15 _____

HB 4822 Rep. Toy

Children; support; state centralized collection of child support; amend child custody act as part of implementation.

Amends secs. 2 & 7 of 1970 PA 91 (MCL 722.22 & 722.27).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

____ 16 ______

HB 4823 Rep. Shulman

Children; support; state centralized collection of support; amend revised uniform reciprocal enforcement of support act as part of implementation.

Amends secs. 3b, 14, 18, 23 & 31a of 1952 PA 8 (MCL 780.153b et seq.).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

HB 4824 Rep. Jansen

Children; support; state centralized collection of child support; amend interstate income withholding act as part of implementation.

Amends secs. 3, 5 & 10 of 1985 PA 216 (MCL 552.673 et seq.).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

_____ 18 _____

HB 4825 Rep. Hart

Children; support; state centralized collection of support; amend act governing collection of spousal support.

Amends sec. 2 of 1913 PA 379 (MCL 552.152).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

----- 19 -------

HB 4826 Rep. Hart

Children; support; state centralized collection of support; amend penal code section as part of implementation.

Amends sec. 165 of 1931 PA 328 (MCL 750.165).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

THIRD READING OF BILLS

____ 20 _____

HB 4827 Rep. Hager

Children; support; state centralized collection of support; amend revised judicature act section as part of implementation.

Amends sec. 2538 of 1961 PA 236 (MCL 600.2538).

I.E. House, September 30, 1999.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

_____ 21 ____

SB 744 Sen. Stille

School aid; other; infrastructure payments for certain districts; provide for.

Amends 1979 PA 94 (MCL 388.1601 - 388.1772) by adding sec. 27.

Reported by Committee on Appropriations.

Senate substitute (S-3).

For Senate amendments, see Senate Journal No. 68, page 1450.

Committee recommended I.E.

— 22 **———**

HB 4413 Rep. B. Brown

Crimes; fraud; preparing or submitting an application for a loan or other credit in another person's name; prohibit without authorization and provide a penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding secs. 219e & 219f.

I.E. House, June 6, 1999.

House substitute (H-4).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

____ 23 ____

HB 4598 Rep. Ehardt

Crimes; fraud; forwarding an application for a loan or other credit on behalf of another person without the authorization of that other person; prohibit and provide a penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 219f.

I.E. House, June 1, 1999.

House substitute (H-2).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

HB 4670 Rep. Thomas

Criminal procedure; sentencing guidelines; sentencing guidelines for certain crimes involving loan applications and financial instruments and devices; provide for.

Amends sec. 16l, ch. XVII of 1927 PA 175 (MCL 777 16l)

I.E. House, June 1, 1999.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

____ 25 _____

SB 398 Sen. Jaye

Natural resources; fishing; reporting of ice fishing rescue warnings and civil infraction determinations on LEIN system; provide for.

Amends sec. 4 of 1974 PA 163 (MCL 28.214).

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

____ 26 _____

SB 399 Sen. Jaye

Natural resources; fishing; reporting of individuals rescued from waters as result of ice fishing; require and provide for civil infraction determination and civil liability.

Amends part heading of pt. 465 & secs. 46501 & 46509 of 1994 PA 451 (MCL 324.46501 & 324.46509); adds sec. 46510 & repeals sec. 46510 of 1994 PA 451 (MCL 324.46510).

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

_____ 27 _____

SB 378 Sen. Gougeon

Crimes; embezzlement; embezzlement by certain courtappointed guardians, conservators, personal representatives, trustees, and other fiduciaries; prohibit and provide penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 174a.

Reported by Committee on Judiciary.

Committee recommended I.E.

_____ 28 _____

SB 597 Sen. Gougeon

Criminal procedure; sentencing guidelines; felony provisions for embezzlement by certain court-appointed guardians, conservators, personal representatives, trustees, and other fiduciaries; include in sentencing guidelines.

Amends sec. 16i, ch. XVII of 1927 PA 175 (MCL 777.16i).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

HB 4534 Rep. Kowall

Weapons; concealed; forfeiture of concealed weapons carried in violation of Michigan penal code; make subject to forfeiture provisions of firearms act.

Amends sec. 239 of 1931 PA 328 (MCL 750.239).

I.E. House, May 19, 1999.

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendment, see Senate Journal No. 49, page 857.

GENERAL ORDERS

HB 4543 Rep. Basham

Crimes; weapons; penalties for certain crimes involving firearms: increase.

Amends secs. 233, 234d, 234e, 234f, 235 & 237 of 1931 PA 328 (MCL 750.233 et seq.).

I.E. House, May 19, 1999.

House substitute (H-2).

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-2). ____ 31 _____

HB 4544 Rep. Howell

Crimes; larceny; larceny of firearm; increase penalty and prohibit possession of stolen firearm.

Amends sec. 357b of 1931 PA 328 (MCL 750.357b).

I.E. House, May 20, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

— 32 ——

HB 4641 Rep. Godchaux

Explosives; other; age requirements for purchase of explosives; increase.

Amends secs. 5 & 15 of 1970 PA 202 (MCL 29.45 & 29.55).

I.E. House, May 19, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

— 33 —

HB 4642 Rep. Thomas

Explosives; other; teaching of explosives on the internet; prohibit.

Amends sec. 528a of 1931 PA 328 (MCL 750.528a).

I.E. House, May 19, 1999.

House substitute (H-2).

Reported by Committee on Judiciary.

Committee recommended I.E.

HB 4643 Rep. Woronchak

Explosives; other; penalty for possessing an explosive when that violation results in the death of another individual or serious impairment of a body function of another individual; increase.

Amends secs. 209a & 212a of 1931 PA 328 (MCL 750.209a & 750.212a).

I.E. House, May 19, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

SB 447 Sen. Emmons

Education; attendance; eligibility to start kindergarten; change to age 5 on September 1.

Amends sec. 1147 of 1976 PA 451 (MCL 380.1147).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

____ 36 _____

SB 275 Sen. Young

Crimes; assaultive; assault or battery of certain vehicle operators and passengers; prohibit under certain circumstances and provide for penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 37 _____

SB 774 Sen. Young

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting or battering operator or passenger of public transit vehicle; enact.

Amends sec. 16d, ch. XVI of 1927 PA 175 (MCL 777.16d).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 38 _____

SB 373 Sen. Van Regenmorter

Criminal procedure; sentencing; sentencing guidelines; revise.

Amends secs. 10, 11, 12 & 34, ch. IX & secs. 5, 11, 12, 13, 14, 15, 16a, 16b, 16c, 16d, 16e, 16f, 16g, 16h, 16i, 16j, 16k, 16l, 16m, 16n, 16o, 16p, 16q, 16r, 16s, 16t, 16u, 16v, 16w, 16x, 16y, 16z, 17, 18, 19, 21, 31, 35, 41, 42, 43, 46, 48 & 57, ch. XVII of 1927 PA 175 (MCL 769.10 et seq.); adds secs. 11b, 11d, 12b, 12d, 12f, 12h, 13b, 13d, 13f, 13h, 13j, 13l, 13n, 14b, 14d, 14f, 14h, 14j & 15b to ch. XVII & repeals sec. 22, ch. XVII of 1927 PA 175 (MCL 777.22).

Reported by Committee on Judiciary.

Senate substitute (S-6).

Committee recommended I.E.

____ 39 _____

HB 4640 Rep. Faunce

Criminal procedure; sentencing guidelines; technical amendments; provide for.

Amends sec. 34, ch. IX & secs. 31, 43, 46 & 48, ch. XVII of 1927 PA 175 (MCL 769.34 et seg.).

I.E. House, May 27, 1999.

For House amendment, see House Journal No. 49, page 1139.

Reported by Committee on Judiciary.

For Senate amendment, see Senate Journal No. 67,

Committee recommended I.E.

— 40 ——

SB 726 Sen. Leland

Cities; boards and commissions; number of members on the Detroit city council; revise, and establish redistricting commission.

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

HCR 44 Rep. Jellema

A concurrent resolution to change the scope of the Professional Studies and Classroom Building project at the University of Michigan-Flint.

For text of resolution, see Senate Journal No. 68, page 1452.

Rules suspended and consideration postponed, Wednesday, October 13.

Adoption pending.

— 42 **—**

HCR 51 Rep. Jellema

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority and Central Michigan University relative to the Central Michigan University Park Library Addition and Remodeling.

For text of resolution, see Senate Journal No. 68, page 1453.

Rules suspended and consideration postponed, Wednesday, October 13.

Adoption pending.

HCR 52 Rep. Jellema

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority and Bay de Noc Community College relative to the Bay de Noc Community College General Campus Renovations and Additions.

For text of resolution, see Senate Journal No. 68, page 1454.

Rules suspended and consideration postponed, Wednesday, October 13.

Adoption pending.

COMMITTEE REPORTS

_____ 44 _____

SB 55 Sen. North

Torts; immunity; limitation of medical and dental malpractice liability for certain health professionals and health facilities when providing uncompensated care; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding secs. 16277 & 20190.

Reported by Committee on Health Policy.

Senate substitute (S-4).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

45 —

SB 725 Sen. Schwarz

Torts; immunity; immunity from liability for certain persons rendering emergency care or treatment using an automated external defibrillator; provide for.

Amends sec. 20965 of 1978 PA 368 (MCL 333.20965).

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

— 46 ———

HB 4479 Rep. Woronchak

Insurance; health care corporations; prescription drugs; provide for general amendments.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 401h.

House substitute (H-1).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 4480 Rep. DeRossett

Insurance; health maintenance organizations; prescription drugs; provide for general amendments.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21053f.

House substitute (H-1).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 4481 Rep. Ehardt

Insurance; health; prescription drugs; provide for general amendments.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406o.

House substitute (H-1).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 49 —

HB 4482 Rep. Howell

Insurance; health care corporations; access to a pediatrician; require in certain circumstances.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 401g.

For House amendment, see House Journal No. 37, page 689.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

_____ 50 ______

HB 4483 Rep. Scranton

Insurance; health; access to a pediatrician; require in certain circumstances.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406n.

For House amendment, see House Journal No. 37, page 689.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

- 51 -----

HB 4484 Rep. Birkholz

Insurance; health maintenance organizations; access to a pediatrician; require in certain circumstances.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21053e.

For House amendment, see House Journal No. 37, page 689.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 52 _____

HB 4485 Rep. Caul

Insurance; health care corporations; continuity of care; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 402c.

House substitute (H-3).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

—— 53 —

HB 4486 Rep. Richardville

Insurance; health maintenance organizations; continuity of care; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21052b.

House substitute (H-3).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 54 _____

HB 4487 Rep. Law

Insurance; health; continuity of care; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2212b.

House substitute (H-3).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

_____ 55 _____

HB 4764 Rep. Law

Insurance; other; agreeing to pay lump sum for terminally ill insureds who agree to commit suicide; prohibit.

Amends 1996 PA 386 (MCL 550.521 - 550.528) by adding sec. 4a.

I.E. House, October 6, 1999.

Reported by Committee on Financial Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

— 56 —

(Eligible for passage Saturday, October 16).

SB 783 Sen. Bullard

Insurance; health care corporations; disability insurance for replacement of loss of earnings; permit sale of.

Amends sec. 207 of 1980 PA 350 (MCL 550.1207).

Reported by Committee on Financial Services.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 57 —

(Eligible for passage Saturday, October 16).

SB 784 Sen. Bullard

Insurance; other; disability insurance for replacement of loss of earnings; permit insurer owned by health care corporation to sell.

Amends sec. 5104 of 1956 PA 218 (MCL 500.5104).

Reported by Committee on Financial Services.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

LAID ON TABLE

_____ 58 _____

HB 4532 Rep. Vear

Weapons; firearms; transportation requirements for certain firearms; clarify.

Amends sec. 231a of 1931 PA 328 (MCL 750.231a).

I.E. House, May 19, 1999.

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-1).

Reported without recommendation.

SCHEDULED MEETINGS

Administrative Rules, Joint - Thursday, October 21, 8:30 a.m., Room 402, Capitol Building (373-3543)

Banking and Financial Institutions - Thursday, October 14, 1:00 p.m., Room 210, Farnum Building (373-1801)

Human Resources, Labor, Senior Citizens and Veterans Affairs - Thursday, October 14, 9:45 a.m., Elijah Myers Room, Capitol Building (373-2420)